

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Google Digital Advertising Antitrust Litigation	Civil Action No. 1:21-MD-3010 (PKC)
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This Document Relates to:

<p>SUNNY SINGH, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>GOOGLE LLC, ALPHABET INC., and META PLATFORMS, INC.,</p> <p style="text-align: center;">Defendants.</p>	Civil Action No. 1:23-cv-03651 (PKC)
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**PLAINTIFF SUNNY SINGH’S MEMORANDUM OF LAW IN OPPOSITION TO
DEFENDANT META PLATFORMS, INC.’S MOTION TO DISMISS
COUNTS III AND IV OF THE *SINGH* COMPLAINT**

On September 8, 2023, Defendant, Meta Platforms, Inc. (“Meta”), moved pursuant to Fed. R. Civ. P. 12(b)(6) (Doc. 628 (Notice of Motion)) to dismiss Counts III and IV of the *Singh v. Google LLC* complaint (“*Singh* Complaint,” 1:23-cv-03651, Doc. 1 (S.D.N.Y.)) on the ground that the complaint fails to state a claim upon which relief can be granted. In its Memorandum in Support of its Motion (Dkt. No. 629), Meta incorporated “all the arguments set forth in its motion to dismiss the Advertisers’ CAC (Dkt. Nos. 460-461, 519),” and asked the Court to grant Meta’s motion to dismiss the NBA claims in the *Singh* Complaint (Counts III and IV) “for the same reasons set forth therein.”

Accordingly, in opposition to Meta’s motion, Plaintiff Singh incorporates all the points and authorities set forth in Advertiser Class Plaintiffs’ Consolidated Memorandum of Law in Opposition to Defendants Google LLC, Alphabet Inc., and Meta Platforms, Inc.’s Motions to Dismiss Counts III and IV of the Advertisers’ Consolidated Class Action Complaint (Doc. 491) and, for the reasons stated therein, requests that the Court deny Meta’s Motion to Dismiss Counts III and IV of the *Singh* Complaint. If the Court dismisses these claims in whole or part, the Advertisers, including Singh, respectfully seek leave to amend under Rule 15.

Dated: October 6, 2023

Respectfully submitted,

/s/ Dena C. Sharp

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